

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT  
MEETING  
JANUARY 5, 2010**

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

**BE IT REMEMBERED** that at 9:45 A.M. on TUESDAY, JANUARY 5, 2010, a REGULAR SESSION of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit:

Present: Dan A. Gattis, County Judge  
Lisa Birkman, Commissioner Precinct 1  
Cynthia Long, Commissioner Precinct 2  
Valerie Covey, Commissioner Precinct 3  
Ron Morrison, Commissioner Precinct 4  
Nancy E. Rister, County Clerk

Attendees: Henry Prejean, Chief Civil Litigator  
Connie Singleton, Deputy County Clerk

**1. Review and approval of minutes.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the minutes of the last meeting.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**2. Consider noting in minutes any off right-of-way work on any County road done by Road & Bridge Unified System.**

No action was taken.

**3. Hear County Auditor concerning invoices, bills, Quick Check Report, and Wire Transfers submitted for payment and take appropriate action including, but not limited to approval for payment provided said items are found by the County Auditor to be legal obligations of the county.**

Donna Baker Accounts Payable/Payroll Manager addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the payment of bills totaling \$8,949,584.68 from computer printout, Addendum, Wire Transfer, Quick Check Report from December 22, 2009 and January 5, 2010 from the proper line items, if found by the County Auditor to be legal expenses as appropriated in the County budget.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**4. Citizen comments.**

The following addressed the Court:  
Jim Dillon of Liberty Hill  
Wayne Wright of Hutto

**CONSENT AGENDA**

The Consent Agenda includes routine items that the Court may act on with one single vote. The Judge or a Commissioner may pull any item from the Consent Agenda in order that the Court discuss and act upon it individually as part of the Regular Agenda.  
(Items 5 - 10)

**5. Discuss and consider approving a line item transfer for Human Resources.**

Motion By: Commissioner Precinct 4 Ron Morrison  
Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for Human Resources:***

From	0100-0402-001100	Full-time Salaries	\$4,500.00
To	0100-0402-001107	Temp Labor - Seasonal Help	\$4,500.00

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**6. Consider approving property tax refunds over \$2,500 for the month of November 2009 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve property tax refunds over \$2,500 for the month of November 2009 for the Williamson County Tax Assessor/Collector.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

7. **Consider approving property tax collections for the month of November 2009 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve property tax collections for the month of November 2009 for the Williamson County Tax Assessor/Collector.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

8. **Consider and take appropriate action on authorizing the transfer of various items including vehicles through inter-office transfer to County departments and/or auction/donation/trade-in/destruction. (Complete list filed with official minutes)**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the transfer of various items including vehicles through inter-office transfer to County departments and/or auction/donation/trade-in/destruction.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

9. **Consider appointing Rene Finto to fill open Deputy position in Constable Precinct Two.**

Constable Precinct 2 Dale Vannoy addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To appoint Rene Finto to fill open Deputy position in Constable Precinct Two.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

10. **Discuss and take appropriate action regarding an agreement between Williamson County and Emergency Services District #1.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve an agreement between Williamson County and Emergency Services District #1.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

## REGULAR AGENDA

11. **To consider and approve a resolution recognizing Shirley Merkord, Susie Napier and Linda Jons for their service and dedication resulting in the Williamson County Clerk's office being awarded the 2009 5 Star Local Registrar Award with the designation of Exemplary by the Vital Statistics Unit of the Texas Department of Health Services.**

County Clerk Nancy Rister addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution recognizing Shirley Merkord, Susie Napier and Linda Jons for their service and dedication resulting in the Williamson County Clerk's office being awarded the 2009 5 Star Local Registrar Award with the designation of Exemplary by the Vital Statistics Unit of the Texas Department of Health Services.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

12. **Discuss and take appropriate action on road bond program.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

13. **Discuss and consider approving Klotz Associates, Inc. Supplemental #4 to their US 79, Section 3 [CSJ#0204-02-027] Professional Service Agreement (PSA) to allow for the execution of Supplemental #8 to Work Authorization #1.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Klotz Associates, Inc. Supplemental #4 to their US 79, Section 3 [CSJ#0204-02-027] Professional Service Agreement (PSA) to allow for the execution of Supplemental #8 to Work Authorization #1.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

14. **Consider authorizing the County Judge to execute a Possession and Use Agreement with Todd and Mary Lou Brown regarding right-of-way on SH 195. (P4 & P11)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to execute a Possession and Use Agreement with Todd and Mary Lou Brown regarding right-of-way on SH 195. (P4 & P11)***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

15. **Consider authorizing the County Judge to execute a real estate contract with Circle B-Y Partners, Ltd. and Myra Ann Young for right-of-way needed on RM 2338. (P2)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to execute a real estate contract with Circle B-Y Partners, Ltd. and Myra Ann Young for right-of-way needed on RM 2338. (P2)***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

16. **Consider authorizing the County Judge to execute a real estate contract with Michelle Lynne Bell Dube and Travis A. Dube for right-of-way needed on RM 2338. (P42)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to execute a real estate contract with Michelle Lynne Bell Dube and Travis A. Dube for right-of-way needed on RM 2338. (P42)***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

17. **Discuss and take action regarding the Jester Williamson County Annex and the Public Safety Building in Round Rock and other matters related thereto.**

No action was taken.

18. **Consider and take appropriate action on design services for Berry Springs Trail extension with BWM Group in the amount of \$9,300.**

Senior Director of Parks & Recreation Jim Rodgers addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve design services for Berry Springs Trail extension with BWM Group in the amount of \$9,300.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**19. Discuss and take appropriate action regarding Capital Area Council of Governments (CAPCOG) Regional Emergency Notification System Agreement for 2009/2010.**

Senior Director of Emergency Services John Sneed addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the Capital Area Council of Governments (CAPCOG) Regional Emergency Notification System Agreement for 2009/2010.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**20. Discuss and take appropriate action regarding the Georgetown Housing Authority Settlement Agreement that has been executed by the Housing Authority for the repayment of Community Development Block Grant (CDBG) funds in the amount of \$159,314.**

This item was moved to Executive Session.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the Georgetown Housing Authority Settlement Agreement that has been executed by the Housing Authority for the repayment of Community Development Block Grant (CDBG) funds in the amount of \$159,314 as approved by their board. (paying out \$2500 per quarter with options to be paid off sooner)***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**21. Discuss and take appropriate action regarding repayment to Housing and Urban Development (HUD) of Community Development Block Grant (CDBG) funds in the amount of \$159,314 used in the Georgetown Housing Authority Sierra Ridge project.**

This item was moved to Executive Session.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the repayment to Housing and Urban Development (HUD) of Community Development Block Grant (CDBG) funds in the amount of \$159,314 used in the Georgetown Housing Authority Sierra Ridge project. (The first payment of \$159,314 has already been forwarded to HUD, this will complete the repayment for the Sierra Ridge Project; the payment will come from the General Fund as booked in the prior year.)***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

22. **Consider approving a request to issue a call for projects that will utilize FY10 Community Development Block Grant funds as well as unallocated Community Development Block Grant (CDBG) funds from previous years.**

Grants Coordinator Sally Bardwell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a call for projects that will utilize FY10 Community Development Block Grant funds as well as unallocated Community Development Block Grant (CDBG) funds from previous years.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

23. **Discuss and take appropriate action regarding an education affiliation agreement with Williamson County EMS for Laramie County Community College.**

Director of EMS Kenny Schnell and EMS Paramedic Terri King addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve an education affiliation agreement with Williamson County EMS for Laramie County Community College.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

24. **Discuss and take appropriate action on contract extension with the Texas Health Institute for the Texas Mental Health Transformation Initiative grant.**

Director of Mobile Outreach Team Annie Burwell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a contract extension with the Texas Health Institute for the Texas Mental Health Transformation Initiative grant.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

25. **In accordance with House Bill 3637 of the 81st Legislative Session, discuss and consider approving a filing fee of not more than \$10.00 for each civil case filed in a county court, statutory county court, or district court.**

County Clerk Nancy Rister addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a filing fee of not more than \$10.00 for each civil case filed in a county court, statutory county court, or district court in accordance with House Bill 3637 of the 81st Legislative session.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**26. Discuss the Florence Communications Tower.**

The following addressed the Court:

Ron Winch Wireless Manager for Williamson County Radio Communications System  
County Sheriff James R. Wilson

**27. Discuss and take action on the reappointment of Jim Briggs to ESD #8.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the reappointment of Jim Briggs to ESD #8.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**28. Discuss and take action on the appointment of Christopher Stanley to the ESD #8 Board.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the appointment of Christopher Stanley to ESD #8.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

**29. Discuss and take appropriate action regarding hiring of Director of Veterans' Services.**

Senior Director of Human Resources Lisa Zirkle and Donna Harrell of Veterans' Services addressed the Court.

No action was taken.

**30. Consider awarding bids received for aggregate for Williamson County Unified Road and Bridge System to the low bid meeting specifications - Vulcan Construction Materials, LP.**



Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To award a contract to Vulcan Construction Materials, LP for aggregate for Williamson County Unified Road & Bridge System.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

**31. Consider authorizing and signing the customer agreement with Texas Online.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize and sign the customer agreement with Texas Online.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

**32. Discuss and take action on Martha Pasiminio, LPC Counseling Services Agreement for Spanish language counseling services to court ordered probation youth, caregivers and parents.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the Martha Pasiminio, LPC counseling services agreement for Spanish language counseling services to court ordered probation youth, caregivers and parents.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

**33. Discuss and take action on Children, Adolescent, Relationship, Enhancement, Services (CARES) Family Resource Center agreement to provide Parent Enrichment Group Series counseling services.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve CARES Family Resource Center agreement to provide Parent Enrichment Group Series counseling services.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

**34. Discuss and take action on Judge Ricardo H. Garcia Regional Juvenile Facility interlocal cooperation agreement for out of county residential services.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Judge Ricardo H. Garcia's Regional Juvenile Facility interlocal cooperation agreement for out of county residential services.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

## **COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:49 A.M. ON TUESDAY, JANUARY 5, 2010.**

35. Discuss real estate matters (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.0721 Deliberation Regarding Real Estate Property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with third person.)

1. Proposed or potential purchase of lease of property by the County.

a) Discuss proposed acquisition of property for right-of-way for RM 2338 Phase II.

b) Discuss proposed acquisition of property for right-of-way for SH 195 0.805 south of Bell County line to IH 35.

c) Discuss proposed acquisition of property for right-of-way for US 183 extension from 1,000 feet south of San Gabriel to 1,000 feet north of SH 29.

d) Discuss proposed acquisition of property for right-of-way for CR 104 project.

e) Discuss proposed acquisition of property for right-of-way for the proposed SH 29 project.

f) Discuss proposed acquisition of property for the right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.

No action was taken in Executive Session.

36. Discuss pending or contemplated litigation, settlement matters and other confidential attorney-client legal matters (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.071 Consultation with Attorney.)

Litigation or claims or potential litigation or claims against the County or by the County and legal aspects of contracts (discussion and possible action)

• Georgetown Housing Authority – possible agreement on repayment of CDBG funds; County claim for repayment of CDBG Funds

No action was taken in Executive Session.

37. Discuss personnel issues (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.074 Matters Concerning Personnel.)

No action was taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:58 P.M. ON TUESDAY, JANUARY 5, 2010.**

**38. Discuss and take appropriate action on real estate.**

No action was taken.

**39. Discuss and take appropriate action on contemplated or pending litigation.**

No action was taken.

**40. Discuss and take appropriate action regarding vehicle assignment and salary change for County Engineer.**

No action was taken.

**41. Comments from Commissioners.**

**Commissioner Birkman** reminded Judge Gattis to keep us updated on severe weather.

**Commissioner Covey** wished everyone a happy new year.

**COMMISSIONERS' COURT ADJOURNED AT 1:03 P.M. ON TUESDAY,  
JANUARY 5, 2010.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 12th day of January, 2010.



ATTEST: Nancy E. Rister, Clerk of Commissioners' Court, Williamson County, Texas

By: Connie Singleton, Deputy